

From: John H McCord
To: Microsoft ATR
Date: 1/24/02 10:45pm
Subject: Microsoft Settlement

I am opposed to the Proposed Final Judgement (PFJ) as it is currently written.

The PFJ is too narrowly constructed and targets last year's items. It is all too easy for Microsoft to side step the restrictions by introducing new products (or just renaming old ones). Rather than

In my opinion, Microsoft has committed significant antitrust violations as supported by the findings of fact. For the PFJ to have any meaning it must make such future activities impossible.

Microsoft should be prohibited from taking any actions against OEMs period. They should be enjoined from all special licensing arrangements and should be required to sell to any purchaser on equal terms.

OEMs should be permitted to substitute any portion of the operating system and change the presentation format (i.e. change icons, replace icons with competing products) without restriction.

No components of the Windows operating system now or in the future should be excluded. New developments, such as .NET, should be treated the same as existing features and components, such as java, Windows Media Player, etc. Anyone should be able to substitute these without fear of retributions from Microsoft.

These restrictions should apply to all present and future Microsoft Operating systems on any platform and hardware -- not just the limited list in the current PFJ.

There should be a technical monitoring board to ensure compliance without forcing an injured party to seek retribution through the legal system. Microsoft should be liable to penalties even if no one steps forward to complain.